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Section II. (REMARKS)**Amendment to Claims 1, 2, 19, 40, 41, 65**

Claims 1, 2, 19, 40, 41 and 65 have been amended to remove the non-elected species therefrom.

Applicants hereby reserve the right to file a divisional application claiming the non-elected species cancelled herein.

Elections/Restrictions

In the February 9, 2005 Office Action, the Examiner imposed a restriction requirement against claims 1-66, and required that an election be made between:

- Group I: Claims 1-13 and 15-17, drawn to Si oxiranyl compounds, classified in class 549, subclass 215;
- Group II: Claims 1, 2 and 14, drawn to disilane compounds, classified in class 556, subclass 430;
- Group III: Claims 18-21, drawn to compositions containing a Si oxiranyl compound, classified in class 106, subclass 287.16;
- Group IV: Claims 18-21, drawn to compositions containing disilane compounds, classified in class 106, subclass 287.13;
- Group V: Claims 22-34, drawn to method of synthesizing the compounds of Group I, classified in class 549, subclass 215;
- Group VI: Claims 35-39, drawn to method of synthesizing the compounds of Group II, classified in class 556, subclass 435;

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Group VII: Claims 40-66, drawn to method of forming a low K, high strength dielectric film on a substrate using a Si oxiranyl compound using vapor deposition, classified in class 427, subclass 485; and

Group VIII: Claims 40-66, drawn to method of forming a low K, high strength dielectric film on a substrate using a disilane compound using vapor deposition, classified in class 427, subclass 489.

It is noted that claims 15-17 depend directly from claim 14 and as such, should have been included in Group II. It is further noted that Group VII should have only included claims 40-52 and 57-66 and Group VIII should have only included claims 40, 41, 53-56 and 65. Applicants request the Examiner acknowledge same.

Applicants hereby elect, with traverse, Group 1 claims 1-13, drawn to Si oxiranyl compounds.

The traversal is based on the fact that the restrictions are in error. Group I claims are drawn to Si oxiranyl compounds and Group III claims are drawn to compositions comprising the Group I compounds. If the Si oxiranyl compounds of Group I are found to be patentable, compositions comprising the patentable compounds are themselves patentable. As stated in the MPEP §803, "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions." Clearly, the simultaneous examination of the Group I and III claims can be performed without serious burden to the Examiner.

In addition, the Si oxiranyl compounds recited in claim 1 are the same as those recited in method of use claim 40 and method of making claim 22, insofar as the specifically recited moieties of the Si oxiranyl compounds are concerned, and thus are not independent and distinct from claim 1, as is necessary under 35 U.S.C. §121 as a basis for proper restriction.

It therefore is requested that the restriction requirements be reconsidered, and that all pending claims 1, 2, 4-13, 18-34, 40, 41, 43-52 and 57-66 be retained in consolidated form for further examination and prosecution on the merits.

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
If the restriction requirements nonetheless are made final, applicants alternatively request rejoinder of method claims 22-34, 40, 41, 43-52 and 57-66 under the provisions of MPEP §821.04 upon confirmation of allowable subject matter of the Group I claims 1-13 (and Group III claims 18-21).


Such rejoinder would be fully proper under these circumstances for the following reasons.

When an application as originally filed discloses a product and the process for making and/or using such product, and only the claims directed to the product are presented for examination, when a product claim is found allowable, applicant may present claims directed to the process of making and/or using the patentable product for examination through the rejoinder procedure in accordance with MPEP §821.04, provided that the process claims depend from or include all the limitations of the allowed product claims.

In the present application the elected claims 1-13 are directed to novel Si oxiranyl compounds, non-elected claims 22-34 are directed to a method for making said novel Si oxiranyl compounds, and claims 40-52 and 57-66 are directed to a method of using said novel Si oxiranyl compounds to form a low k, high strength dielectric film on a substrate. Consistent with the provisions of the MPEP §821.04, when the product claims 1-13 (and 18-21) are subsequently found allowable, the withdrawn method claims 22-34, 40, 41, 43-52 and 57-66 should properly be rejoined for examination.

Respectfully submitted,



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